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June 18, 2002

VIA HAND DELIVERY

Mr. K. David Waddell
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243

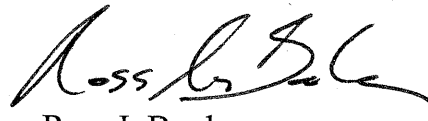
Re: Complaint of Michael Van Wies against CenturyTel of Ooltewah-Collegedale, Inc., TRA Docket No. 02-00058.

Dear Mr. Waddell:

Enclosed please find an original and 14 copies of a Motion to Compel submitted on behalf of CenturyTel of Ooltewah-Collegedale, Inc. for filing in the above-referenced docket. Also enclosed is an additional copy of the Motion, which I would appreciate your stamping as "filed," and returning to me by way of our courier.

Should you have any questions with respect to this filing, please do not hesitate to contact me.

Very truly yours,



Ross I. Booher

RIB/cw

Enclosures

cc: Mr. Michael Van Wies
Ms. Susan Smith

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

IN RE:

**COMPLAINT OF MICHAEL VANWIES
AGAINST CENTURYTEL OF
OOLTEWAH-COLLEGE DALE, INC.**

Docket No. 02-00058

**Notice: An Expedited Hearing of
this Motion is Requested**

MOTION TO COMPEL

Century-Tel of Ooltewah-Collegedale, Inc. ("CenturyTel"), pursuant to Tenn. R. Civ. P. 37.01(2), respectfully moves to compel Petitioner Michael Van Wies ("Petitioner") to immediately, fully, and completely respond under oath to the written discovery that was propounded to him on May 24, 2002, and to tax the cost of this motion (including attorney's fees) against Petitioner pursuant to Tenn. R. Civ. P. 37.01(2) and 37.02. Furthermore, CenturyTel requests a postponement of further deadlines until Petitioner provides complete discovery in this case. In the alternative, CenturyTel requests an order dismissing Petitioner's Petition with prejudice. To date, Petitioner has improperly failed to respond to CenturyTel's discovery requests in violation of the Tennessee Regulatory Authority's ("TRA") rules and scheduling orders. This has resulted in prejudice to CenturyTel's ability to respond to the Petitioner's claims and prepare for the hearing; it has also caused a needless and unnecessarily burdensome increase in the cost of defending against Petitioner's claims. In support of this Motion, CenturyTel would show as follows:

1. On May 16, 2002, Petitioner and CenturyTel agreed to a discovery schedule which required both parties to file and serve requests for discovery by May 24, 2002, and to file

and serve the responses to those discovery requests by June 7, 2002. The TRA formalized these discovery deadlines in an order, the last version of which was dated May 23, 2002.

2. On May 24, 2002, CenturyTel propounded its Request for Discovery (which included interrogatories, requests for admission, and requests for production). CenturyTel served this written discovery on Petitioner via FedEx, which Petitioner refused to accept, and via regular mail. A copy was filed with the TRA on May 24, 2002. Copy attached as Exhibit A.

3. CenturyTel's discovery includes requests asking Petitioner to identify which claims he intends to press against CenturyTel and for the facts, evidence, witnesses, and legal bases therefor. CenturyTel posed these requests, in part, because in Petitioner's March 1 reply to CenturyTel's Motion to Dismiss, Petitioner only attempted to defend claims 1, 2 and 6 of his Petition, an apparent admission that Petitioner lacks a good faith basis for his remaining claims. CenturyTel asked the Petitioner to identify which claims he intended to press in this case during the May 16, 2002, scheduling teleconference with the Hearing Officer. However, at that time, Petitioner declined to respond, and instead stated that he would identify his claims on June 7, 2002. CenturyTel's discovery also asks for information relevant to Petitioner's motive and intent in bringing his Petition and about any disabilities Petitioner claims, since he repeatedly raises this issue in his Petition.

4. On the afternoon of June 7, 2002, the deadline for discovery responses, Petitioner informed counsel for CenturyTel in a teleconference that Petitioner would not respond to CenturyTel's Request for Discovery until July 1. Petitioner also refused to identify which claims he intended to pursue in this case. *See Exhibit B, Affidavit of Ross Booher.*

5. Shortly after the expiration of the June 7, 2002 filing deadline, the Hearing Officer issued a written order which granted the Petitioner an additional seven days -- until 2:00

p.m., June 14, 2002 -- to fully respond to CenturyTel's Request for Discovery. The TRA did not alter the June 21, 2002, deadline for the submission of pre-filed testimony nor the other case deadlines. As a result, the receipt of Petitioner's completed discovery responses by June 14, 2002 became all the more important.

6. At 9:29 p.m. on Wednesday, June 12, 2002, the Petitioner faxed CenturyTel an unsworn document labeled "Response of Michael Van Wies to Discovery Request from CenturyTel" ("Response") which is attached as Exhibit C. Petitioner's Response contains mostly incomplete and evasive responses to CenturyTel's discovery requests, as well as a number of completely non-responsive replies.

7. For example, Petitioner's response to Interrogatory No. 2, which asks him to identify which claims he intends to pursue against CenturyTel before the TRA, states mysteriously that he intends to pursue all his claims with "the appropriate agency." In his response to Interrogatory No. 3, which asks Petitioner to identify all evidence, witnesses and legal authority supporting his claims, he replies, "Petitioners [sic] have not made a decision at this time, in case we wish to get assistance from other agencies that may or may not be involved." In his response to (a) through (h) of Interrogatory No. 7, which requests background information about Petitioner's expert witnesses, he replies, that the information sought in (a) through (f) is "not applicable in this matter" and fails to offer any reply at all to (g) and (h). In his response to Interrogatory No. 12, which asks Petitioner for information relevant to the disabilities he raised in his Petition, he replies, "N/A."

8. The next day, in a conversation that exceeded an hour, CenturyTel advised Petitioner that his Reply was incomplete. Counsel specifically explained the types of information sought by each interrogatory and request for production and how Petitioner's replies

were inadequate. Counsel requested Petitioner to fully respond to all discovery requests by the June 14, 2002 deadline since the deadline for filing pre-filed testimony is Friday, June 21, 2002. At Petitioner's request, counsel agreed to send him a letter identifying in writing the interrogatories and requests for production that CenturyTel considered unanswered or only partially answered.

9. On Friday, June 14, 2002, counsel faxed Petitioner a letter ("June 14 Letter") identifying the deficiencies in Petitioner's Reply. *See* June 14 Letter, attached as Exhibit D. CenturyTel requested that Petitioner submit a complete, sworn reply to CenturyTel's Request for Discovery by Monday, June 17, 2002 at 9:00 a.m.

10. On Sunday, June 16, 2002, Petitioner faxed a reply to CenturyTel's June 14 Letter, attached as Exhibit E, in which Petitioner failed to provide any additional responses to *any* of CenturyTel's discovery requests. As of the date and time of this filing, Petitioner has taken no further action to correct and complete his deficient response to CenturyTel's Request for Discovery.

11. Pre-filed testimony in this case is due this Friday, June 21, 2002. Rebuttal testimony is due Friday, June 28, 2002. This case is set for hearing on Wednesday, July 10, 2002. Despite these impending deadlines, Petitioner still refuses to submit complete and responsive replies to CenturyTel's Request for Discovery.

12. As a result, CenturyTel lacks critical information regarding Petitioner's claims which prejudices CenturyTel's ability to prepare its case. For example, CenturyTel still does not know which claims Petitioner intends to pursue before the TRA; what facts, witnesses, evidence, and legal authority Petitioner has to support his claims; the qualifications, background and opinions of Petitioner's expert witness; and relevant information regarding the Petitioner's

motive, and intent in filing his Petition. The Petitioner's refusals to provide relevant discovery is not only prejudicial to CenturyTel but also evidences that Petitioner's claims lack a good faith basis and raises the spectre of a vexatious abuse of this Agency's process. As a result of Petitioner's evasiveness and refusal to provide responsive replies to CenturyTel's Request for Discovery, CenturyTel is unaware of exactly which claims, if any, Petitioner intends to pursue *before the TRA*.

13. The Petitioner should be required to identify which claims he intends to press so that CenturyTel has the opportunity to prepare and limit its defense to those claims and not be burdened with the expense of extra out-of-town witnesses and unnecessary guesswork of addressing vague claims that Petitioner will not specify and cannot support. Furthermore, Petitioner's willful refusal to provide the requested information clearly violates the requirements of the TRA Rules, the Tennessee Rules of Civil Procedure, as well as the basic principles of procedural fairness. The Petitioner, pro se or not, should not with impunity be allowed to flagrantly refuse to comply with TRA rules and the Scheduling Order to CenturyTel's significant detriment.

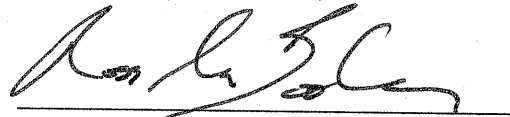
14. Pursuant to the TRA Rules, which incorporate Tenn. R. Civ. Pro. 37.01 and 37.02, the TRA has the authority to impose sanctions against Petitioner for his failure to cooperate in discovery. Such sanctions may include CenturyTel's legal expenses (including attorney's fees) associated with this motion, an order prohibiting Petitioner from offering any evidence or information he has not produced and from offering any testimony from any person for whom he has not provided complete and responsive answers, and/or the dismissal with prejudice of some or all of the Petitioner's claims.

Accordingly, CenturyTel respectfully requests that the TRA compel Petitioner to

immediately file a complete, sworn response to CenturyTel's Request for Discovery and impose on Petitioner the costs of this motion (including attorney's fees) pursuant to Tenn. R. Civ. P. 37.01 and 37.02. Furthermore, CenturyTel requests a postponement of further deadlines until Petitioner provides complete discovery in this case. Alternatively, CenturyTel requests that the TRA immediately enter an order dismissing Petitioner's claims with prejudice. CenturyTel requests an expedited oral hearing of this motion and an expedited hearing of CenturyTel's motion to dismiss.

DATED this 18th day of June, 2002.

Respectfully submitted,



R. Dale Grimes (#6223)
Ross I. Booher (#19304)
BASS, BERRY & SIMS PLC
AmSouth Center
315 Deaderick Street, Suite 2700
Nashville, TN 37238-3001
(615) 742-6200

*Counsel for CenturyTel of Ooltewah-
Collegedale, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion to Compel from CenturyTel to Michael Van Wies has been served via facsimile, Federal Express and United States mail, postage prepaid, on this the 18th day of June, 2002, upon the following:

Michael Van Wies
8504 Horseshoe Bend Lane
Ooltewah, TN 37363-5627.



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02 MAY 24 PM 1 28
EXECUTIVE SECRETARY

May 24, 2002

VIA HAND DELIVERY

Mr. K. David Waddell
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243

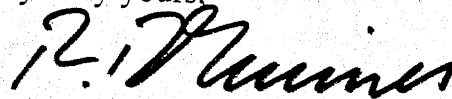
Re: Complaint of Michael VanWies Against CenturyTel of Ooltewah-Collegedale, Inc., TRA Docket No. 02-00058

Dear Mr. Waddell:

Enclosed please find the original and 13 copies of the Request for Discovery from CenturyTel to Michael Van Wies to be filed on behalf of CenturyTel of Ooltewah-Collegedale, Inc. in the above-referenced docket. Also enclosed is an additional copy of the Request for Discovery, which I would appreciate your stamping as "filed," and returning to me by way of our courier.

Should you have any questions with respect to this filing, please do not hesitate to contact me.

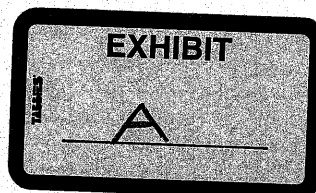
Very truly yours,



R. Dale Grimes

RDG/gci
Enclosures

cc: Mr. Michael Van Wies (via Federal Express & regular mail)
Ms. Susan Smith



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KNOXVILLE
MEMPHIS

May 24, 2002

VIA FEDERAL EXPRESS
& REGULAR MAIL

Mr. Michael Van Wies
8504 Horseshoe Bend Lane
Ooltewah, TN 37363-5627

Re: Complaint of Michael VanWies Against CenturyTel of Ooltewah-Collegedale, Inc., TRA Docket No. 02-00058.

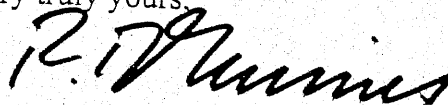
Dear Mr. Van Wies:

Enclosed please find the Request for Discovery from CenturyTel to you. Part I - "Definitions and Instructions" of the Request for Discovery provides detailed instructions on how to respond to the requests and it defines several terms that are used throughout the Request for Discovery. Such defined terms include: "Petition," "relate to," "identify," "set forth," "document," "communication," and "person." These terms are defined because they have meanings beyond what might be obvious. These definitions are designed to assist you in fully and completely responding to the Request for Discovery. We request that you refer back to Part I each time you see any of these terms so that your responses are complete.

We also request you to respond using the greatest amount of specificity possible and to label your responses as set forth in Part I. The use of proper labeling and identification techniques will help everyone to better understand each of your responses and will enable each of us to refer to your responses with specificity.

If you have any questions about the meaning or scope of any term, request, or instruction, please contact me.

Very truly yours,



R. Dale Grimes

RDG/gci
Enclosure

cc: Mr. K. David Waddell
Ms. Susan Smith

BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

IN RE:

COMPLAINT OF MICHAEL VANWIES)
AGAINST CENTURYTEL OF)
OOLTEWAH-COLLEGEDALE, INC.)

Docket No. 02-00058

REQUEST FOR DISCOVERY FROM CENTURYTEL TO MICHAEL VAN WIES

Century-Tel of Ooltewah-Collegedale, Inc. ("CenturyTel") serves these Interrogatories, Requests for Admission, and Requests for Production on Michael Van Wies ("Petitioner"), and asks that Petitioner provide an answer to each Interrogatory and Request separately, fully, in writing and under oath before a notary public. Petitioner is also called upon to produce all documents and evidence requested herein. Furthermore, Petitioner is called upon to fulfil his duty to supplement his answers as far in advance of the beginning of any hearing as is reasonably possible if it is learned that any response is in any material respect incomplete, incorrect or has changed and if the additional, changed or misleading information has not otherwise been expressly made known in writing to the CenturyTel during the discovery process.

I. DEFINITIONS AND INSTRUCTIONS

1. As used herein, the terms, "Petitioner", "you" or "your" shall mean Michael Van Wies, or his agents or representatives.
2. As used hereinafter, the terms, "CenturyTel" shall mean Century-Tel of Ooltewah-Collegedale, Inc, ("CenturyTel") its predecessors, successors, parents, subsidiaries,

affiliates, departments, divisions, directors, officers, employees, shareholders, agents and representatives.

3. As used herein, the term "Petition" shall refer to Petitioner's complaint filed before the Tennessee Regulatory Authority ("TRA") on January 15, 2002 and styled "Petition to Permanently Revoke Certificate of Public Necessity to Operate a Telecommunications Company & Related Services for CenturyTel of Ooltewah-Collegedale, Inc. DBA CenturyTel Corporation, Inc., LLC, 100 CenturyTel Drive, Monroe, LA 71203, 318-388-9000" and any amendments, supplements, or subsequent filings related thereto.

4. "Document" or "documents" or "documentation" refers to all written, reported, recorded or graphic matter (including all drafts, originals and nonconforming copies that contain deletions, insertions, handwritten notes or comments, and the like) however produced or reproduced to any tangible or intangible, permanent or temporary record and, without limitation, shall include the following: all letters, correspondence, records of conferences or meetings, memoranda, notes, printed electronic mail ("e-mail"), telegrams, telephone logs, teletypes, telexes, banking records, notices of wire transfer of funds, canceled checks, books of account, budgets, financial records, contracts, agreements, invoices, speeches, transcripts, depositions, press releases, affidavits, communications with government bodies, interoffice communications, working papers, newspaper or magazine articles, computer data, tax returns, vouchers, papers similar to any of the foregoing, and any other writings of every kind and description (whether or not actually used) and any other records from which information can be obtained and translated into reasonably usable form, including without limitation, e-mail, voice recordings, video and audio recordings, photographs, films, tapes and other data compilations.

5. As used herein, the term "communications" means any utterance, notation or statement of any nature whatsoever, by and to whomever made, including, but not limited to correspondence, e-mail (whether or not it currently exists in printed form), conversations, dialogues, discussions, interviews, consultations, agreements, and other understandings between and among two (2) or more persons, whether made orally, by document, made face to face, or made by telephone, mail, personal delivery or otherwise.

6. Documents or communications that "relate to" or which are "in connection with" a given subject, mean any document or communication that constitutes, contains, embodies, comprises, reflects, identifies, states, refers to, deals with, comments on, responds to, describes, analyzes or is in any way pertinent to that subject, including without limitation documents concerning the presentation of other documents.

7. "Identify" or "Set forth" means:

- (a) As to a person: name, business and resident address(es), occupation, job title, and date so employed; and, if not an individual, state the type of entity and the address of its principal place of business;
- (b) As to a document: the type of document (letter, memo, etc.), the identity of the author or originator, the date authored or originated, the identity of each person to whom the original or copy was addressed or delivered, the identity of such person known or reasonably believed by you to have possession, custody or control thereof, and a brief description of the subject matter thereof, all with sufficient particularity to request its production under this arbitration proceeding.

- (c) As to a communication: the date of the communication, the type of communication (telephone conversation, meeting, etc.), the place where the communication took place, the identity of the person who made the communication and of each person present when it was made, and the subject matter discussed;
- (d) As to a meeting: the date of the meeting, the place of meeting, each person invited to attend, each person who attended, and the subject matter discussed.

8. If you are unable to answer any interrogatory fully and completely after exercising due diligence to make inquiry and to secure information, you are to answer such interrogatory as fully and completely as you can and to specify the portions which you are unable to answer in such interrogatory. In addition to specifying those portions, you are to state with regard to such portion:

- (a) the facts on which you base the contention that you are unable to answer that portion;
- (b) the knowledge, information, and belief you have concerning that portion;
- (c) the acts done and inquiries made by you in attempting to answer such interrogatory.

9. The words "person" or "persons" means any and all individuals and entities and shall be deemed to include natural persons, firms, partnerships, associations, organizations, joint ventures, corporations, and any other business or legal entities.

10. With respect to each document or communication required to be identified which you presently contend is not required to be disclosed because of any privilege or work product doctrine, in addition to the document or communication identification called for above;

- (a) identify each person who was present when the document or communication was prepared or made and who has seen or has knowledge of the substance of such document or communication;
- (b) identify every other document which refers to or discusses the contents of such document;
- (c) state the nature of the privilege asserted (e.g., attorney-client, self-incrimination, work-product, etc.); and
- (d) identify all facts, statutes, or rules which Defendant contends supports the assertion of such privilege.

11. With regard to the Requests for Admissions, if you are unable to admit or deny each statement fully and completely after exercising due diligence to make inquiry and to secure information, you are to admit or deny such statement as fully and completely as you can and to specify the portions which you are unable to admit or deny. In addition to specifying those portions, you are to set forth with regard to such portion(s):

- (a) the facts on which you base the contention that you are unable to answer that portion;
- (b) the knowledge, information, and belief you have concerning that portion;
- (c) the acts done and inquiries made by you in attempting to fully respond.

12. In all of your responses to this Request for Discovery, identify the questions to which your responses are responding (e.g., "Answer to Interrogatory 6(b)" or "Response to

Request for Admission No. 5"). Also, to the extent that any one of your responses supports, refers to, addresses, or relates to any of your claims and/or portion(s) of your Petition, set forth and cite to exactly what portion of your Petition or to which claim such response so supports, refers to, addresses, or relates to by stating as follows:

- (a) *Regarding your claims:* state the claim number using the system of numbering to identify each of your separate claims used in CenturyTel's Motion to Dismiss;
- (b) *Regarding Other Portions of your Petition:* state the date that that document was filed with the TRA, the page number, the paragraph, and the line number.

In your production of documents and evidence, label each document and item of evidence stating which Interrogatory or Request Number to which it is responsive (e.g., "Responsive to Interrogatory No. 3(c)" or "Responsive to Request for Production No. 7"). Furthermore, in every instance in which you believe that a produced document or item of evidence supports one of the claims you intend to pursue against CenturyTel, using the method set forth in subparts (a) and (b) above, label each such document or item of evidence indicating exactly to which portion of your Petition and/or to which claim such document or item of evidence pertains (e.g. "Supports Claim # 2" or "Supports the statement I made in the first sentence of the last paragraph of Page 1 of my January 15, 2002 Petition filing").

II. INTERROGATORIES

INTERROGATORY NO. 1:

In your Petition you use the terms "we", "the community," "some consumers" or other pronouns or phrases which suggest the plural. In every instance in your Petition in which you are referring to anyone other than just Michael Van Wies, identify (see definition of "identify" in Section I above) every person to whom you are so referring, making sure to set forth the page number, paragraph number, and line(s) you are explaining. If your definition of the word "we," "the community," "some consumers" or any other word or phrase suggesting anyone other than Micheal Van Wies, differs or changes throughout your Petition, so state and identify whom you are referring to with each usage or definition, making sure to identify each paragraph you are explaining by citing to the page, paragraph number and line where each definition applies. Also state what authority, if any, you have to represent such persons before the TRA. Provide copies of any documents and communications that support your claim(s) to represent such persons.

ANSWER:

INTERROGATORY NO. 2:

Identify every claim which you still intend to pursue against CenturyTel using the paragraph numbers used in CenturyTel's motion to dismiss.

ANSWER:

INTERROGATORY NO. 3:

For *each and every* claim that you still intend to pursue as stated in your answer to Interrogatory No. 2 above (and using the same numbering system as in Interrogatory No. 2 above):

- (a) set forth every fact that supports each such claim;
- (b) identify every person (by name, address, and telephone number) who witnessed, was present at, or was involved in any event or occurrence described in any such claim you are maintaining;
- (c) produce any and all documents or evidence of any kind that supports each claim; and label each such item of documentation or evidence as set forth immediately above and in the Instructions section;
- (d) cite the legal authority or basis, if any, that indicates that the TRA has jurisdiction and authority to grant you the relief you seek;

ANSWER:

INTERROGATORY NO. 4

Identify all persons, not already identified in your answers above, who have knowledge of facts which support, negate or otherwise relate to the allegations or claims you are maintaining.

ANSWER:

INTERROGATORY NO. 5

Set forth your education and experience in the telecommunications industry or field and your employment history; for each employer:

- (a) set forth the reasons for your separation from employment;
- (b) identify your immediate supervisor(s).

ANSWER:

INTERROGATORY NO. 6

Set forth every instance within the last ten years in which you have sought and been denied employment or a position in the telecommunications, cable, TV, internet or utilities industries. Identify:

- (a) the dates such employment or positions were sought;
- (b) the dates such employment or positions were denied to you;
- (c) the companies with whom you sought positions or employment;
- (d) the persons with whom you communicated;
- (e) the stated bases for such decisions;
- (f) the bases you believe for such rejections.

ANSWER:

INTERROGATORY NO. 7

Identify each person whom you expect to call as an expert witness at any hearing in this case, and for each such expert witness:

- (a) identify the field in which the witness is to be offered as an expert;
- (b) provide complete background information, including the expert's current employer as well as his or her educational, professional and employment history, and qualifications within the field in which the witness is expected to testify, and identify all publications written or presentations presented in whole or in part by the witness;
- (c) provide the grounds (including without limitation any factual bases) for the opinions to which the witness is expected to testify, and provide a summary of the grounds for each such opinion;
- (d) identify any case in which the expert has testified (through deposition or otherwise) by specifying the name, docket number and forum of each case, the dates of the prior testimony and the subject of the prior testimony, and identify the transcripts of any such testimony;
- (e) identify for each such expert any person whom the expert consulted or otherwise communicated with in connection with his expected testimony;
- (f) identify the terms of the retention or engagement of each expert including but not limited to the terms of any retention or engagement letters or agreements relating to his/her engagement, testimony, and opinions as well as the compensation to be paid for the testimony and opinions;

- (g) identify all documents or things shown to, delivered to, received from, relied upon, or prepared by any expert witness, which are related to the witness(es)' expected testimony in this case, whether or not such documents are supportive of such testimony, including without limitation all documents or things provided to that expert for review in connection with testimony and opinions; and
- (h) identify any exhibits to be used as a summary of or support for the testimony or opinions provided by the expert.

ANSWER:

INTERROGATORY NO. 8

Set forth every instance within the last three years in which you have communicated a complaint, grievance, problem or concern to or about a provider of telecommunications, cable, TV, internet or utilities services (or a person employed thereby or related thereto) or to an association, entity, or government agency, body, employee, or representative, including, but not limited to, via letter, e-mail, phone call, or in person. For each such instance:

- (a) identify the person(s) or entity to whom the communication was addressed,
- (b) identify the person(s) or entity about whom the communication was made;
- (c) set forth the date of each such communication;
- (d) set forth the nature and bases of your complaint(s), grievance(s), problem(s), and concern(s);
- (e) set forth and state the response(s) you received;

- (f) set forth and state any findings or action that the complained to entity or person made or took; and,
- (g) Set forth and state the extent of your satisfaction or dissatisfaction which the response(s) given, finding(s) made, and action(s) taken.

ANSWER:

INTERROGATORY NO. 9

Set forth every instance in which you have communicated a concern, grievance, or complaint to CenturyTel about a service provided to you by CenturyTel in which CenturyTel has **not** provided you a satisfactory response and, where needed, appropriate action. For each such instance:

- (a) set forth the nature of your concern, grievance, or complaint;
- (e) set forth the date, time, and place of each instance;
- (c) set forth the method(s) by which you communicated your concern, grievance, or complaint;
- (d) identify to where and to whom you communicated your concern, grievance, or complaint;
- (e) identify any witnesses to each instance;
- (f) explain how CenturyTel's response was not satisfactory and describe how any actions taken by CenturyTel, were not appropriate or sufficient;
- (g) Produce any documents or evidence that exists to support, refute or corroborate your responses.

ANSWER:

INTERROGATORY NO. 10

Set forth all times within the last ten years when you have been a Wire Watch subscriber.

ANSWER:

INTERROGATORY NO. 11

In the last paragraph of the first page of your Petition (the letter to Mr. Waddell dated January 13, 2002) you claim to have contacted "26 or so telecommunications companies" about various matters related to your Petition. Identify each and every "telecommunications company" to which you were referring. For each such "telecommunications company" contacted:

- (a) set forth when you contacted them;
- (b) set forth how you communicated with them (letter , e-mail, telephone, etc.)
- (c) Identify all persons with whom you communicated;
- (d) produce any and all documents and evidence of such communications which can corroborate your responses.

ANSWER:

INTERROGATORY NO. 12

State whether you are physically challenged, disabled, sick, injured, or elderly. If you are physically challenged, disabled, sick, injured, or elderly, set forth the facts evidencing such condition(s) and produce supporting documentation.

ANSWER:

INTERROGATORY NO. 13

If your response to any Request to Admit in Part II (below) is not an unconditional admission, state all facts and circumstances that provide the basis for your response.

ANSWER:

II. REQUESTS FOR ADMISSIONS

Individually admit or deny each of the following statements (see Part I, Paragraph 11 above for instructions on how to respond):

- (1) Michael Van Wies sought employment with CenturyTel.

RESPONSE:

- (2) CenturyTel declined to offer employment to Michael Van Wies.

RESPONSE:

- (3) After CenturyTel declined to hire Michael Van Wies, he began repeatedly complaining about CenturyTel services.

RESPONSE:

- (4) Michael Van Wies has communicated that his motive in bringing this Petition is to inflict costs on CenturyTel, or words to that effect.

RESPONSE:

- (5) Michael Van Wies has communicated that if CenturyTel is unwilling to hire him, CenturyTel will regret it, or words to that effect.

RESPONSE:

- (6) Michael Van Wies has communicated complaints against other companies that have declined to hire him.

RESPONSE:

- (7) Michael Van Wies has, within the last 18 months, complained of problems with Comcast Cable Modem service.

RESPONSE:

- (8) Michael Van Wies has claimed to represent one or more persons in the past without their knowledge or consent.

RESPONSE:

- (9) Michael Van Wies does not intend to pursue in this proceeding the claims set forth in Paragraphs 3, 4, 5, 7 and 8 of CenturyTel's Motion to Dismiss.

RESPONSE:

(10) Michael Van Wies does not intend to pursue in this proceeding the claims set forth in Paragraphs 1 and 2 of CenturyTel's Motion to Dismiss.

RESPONSE:

(9) Michael Van Wies does not intend to pursue in this proceeding the claims set forth in Paragraph 6 of CenturyTel's Motion to Dismiss.

RESPONSE:

III. Request For Production

Petitioner is hereby called upon to produce copies of all documents and other evidence to counsel for CenturyTel as requested in the sections above, and as follows:

- (1) Copies of any and all documents referred to or relied upon in answering CenturyTel's discovery requests.
- (2) All documents and other items of evidence requested in Interrogatories 1, 3(c), 9(g), and 11(d).
- (3) All records, logs, notes, memos, audio or video tapes, reports, letters, photographs, files and documents of any kind pertaining to the Petitioners contact or communications with CenturyTel, including communications or contact related to Petitioner's attempts to gain employment with CenturyTel.

- (4) Any and all reports, records, audio or video recordings, files, letters, photographs or photographic records memorandums, or any other documents or thing, concerning any investigations made by the Petitioner regarding or related to CenturyTel.
- (5) All material provided to, reviewed by or produced by any expert or consultant retained by Petitioner to testify or to provide information from which another expert will testify concerning this case.
- (6) All work papers of any of Petitioner's proposed experts, including but not limited to file notes, chart notes, tests, test results, interview and/or consult notes and all other file documentation that any of Petitioner's expert witnesses in any way used, created, generated or consulted by any of Petitioner's expert witnesses in connection with the evaluation, conclusions and opinion in the captioned matter.
- (7) A copy of all trade articles, journals, treatises and publications of any kind in any way utilized or relied upon by any of Petitioner's proposed expert witnesses in evaluating, reaching conclusions or formulating an opinion in the captioned matter.
- (8) A copy of all documents which relate or pertain to any factual information provided to, gathered by, utilized or relied upon by any of Petitioner's proposed expert witnesses in evaluating, reaching conclusions or formulating an opinion in the captioned matter.

- (9) A copy of all articles, journals, books or speeches written by or co-written by Petitioner or any of Petitioner's expert witnesses, whether published or not.
- (10) Any and all documentation, items, reports, data, communications, and evidence of any kind that the Petitioner intends to offer as evidence at the hearing or to refer to in any way at the hearing.

Respectfully submitted,



R. Dale Grimes (#6223)
Ross I. Booher (#19304)
BASS, BERRY & SIMS PLC
AmSouth Center
315 Deaderick Street, Suite 2700
Nashville, TN 37238-3001
(615) 742-6200

*Counsel for CenturyTel of Ooltewah-
Collegedale, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Request for Discovery from CenturyTel to Michael Van Wies has been served via both Federal Express and United States mail, postage prepaid, on this the 24th day of May, 2002, upon the following:

Michael Van Wies
8504 Horseshoe Bend Lane
Ooltewah, TN 37363-5627.



**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

IN RE:

**COMPLAINT OF MICHAEL VANWIES
AGAINST CENTURYTEL OF
OOLTEWAH-COLLEGEDALE, INC.**

Docket No. 02-00058

AFFIDAVIT OF ROSS I. BOOHER

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Ross I. Booher, being first duly sworn, deposes and says:

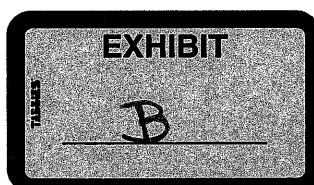
1. I am one of the counsel for Century-Tel of Ooltewah-Collegedale, Inc. ("CenturyTel") in the above-captioned case. This Affidavit is filed in support of CenturyTel's Motion to Compel.

2. On January 15, 2002, Michael Van Wies ("Petitioner") filed a consumer complaint against CenturyTel styled as a Petition to Revoke CenturyTel's Certificate of Public Convenience and Necessity ("Petition").

3. On February 22, 2002 CenturyTel filed a motion to dismiss all 8 of Petitioner's vague, unsubstantiated and legally baseless claims.

4. On March 1, 2002 Petitioner responded to CenturyTel's motion to dismiss and attempted to defend only 3 of his 8 claims; he did not provide any basis for the remaining five.

5. In his March 1, 2002 response, Petitioner moved for discovery from CenturyTel. In accordance with TRA rules, discovery could not begin until authorized by the TRA. CenturyTel sought a teleconference with Petitioner and the Hearing Officer so the discovery process could begin. The Hearing Officer set the scheduling teleconference for May 16.



6. In the May 16 scheduling teleconference with the Hearing Officer, a discovery schedule was agreed upon by all parties, and embodied in a scheduling order issued in its final form on May 23 by the TRA. This schedule included a June 7 deadline for discovery responses, a June 21 deadline for pre-filed testimony, and a June 28 deadline for pre-filed rebuttal testimony. During the course of this teleconference, CenturyTel requested that the Petitioner identify which claims he intended to pursue against CenturyTel in this matter since it appeared that Petitioner had abandoned 5 of his 8 claims in response to CenturyTel's motion to dismiss. Petitioner refused to respond to this request but agreed to identify the claims he intended to pursue in this case by June 7.

7. On May 24, CenturyTel propounded its Request for Discovery on the Petitioner. This Request included interrogatories which asked the Petitioner to identify which claims he intended to pursue against CenturyTel in this case and the legal and factual bases therefore.

8. The Petitioner and I had a teleconference on the early afternoon of June 7, 2002 when Petitioner informed me that he would not be responding to CenturyTel's Request for Discovery until on or about July 1, 2002. Petitioner declined to identify which claims he intended to pursue against CenturyTel in this case. I advised Petitioner that the TRA's May 23 scheduling order, unless and until amended or altered by a subsequent TRA order, governed when discovery responses were due. I further advised the Petitioner of the tight schedule that the case was on. Petitioner stated that he had requested an extension of the deadline and would not be filing his response to CenturyTel's discovery requests until on or about July 1, 2002. Petitioner informed me that he intended to contact the Executive Director and Hearing Officer regarding the deadline.

9. On the late afternoon of June 7, 2002 the TRA issued an order extending the deadline for discovery responses to 2:00 P.M. on Friday, June 14, 2002.

10. In the late evening of June 12, Petitioner sent CenturyTel an unsworn document styled "Response of Michael Van Wies to Discovery Request from CenturyTel" ("Response"). I telephoned Petitioner on Thursday, June 13 and advised Petitioner that his Response was unsworn and incomplete. In a conversation that lasted more than one hour, I went through CenturyTel's Request for Discovery and Petitioner's Response and identified where and how Petitioner's responses were incomplete, evasive, or non-responsive. I also explained to Petitioner that it was particularly important that Petitioner provide responses to the discovery since the case was on a tight schedule, with pre-filed testimony due on June 21. Petitioner requested that I send him a letter identifying the requests that CenturyTel considered unanswered or only partially answered. Petitioner indicated that he would review and augment his discovery responses if I sent him such a letter. Accordingly, I drafted and sent the June 14 letter, which is attached to the Motion to Compel as Exhibit D.

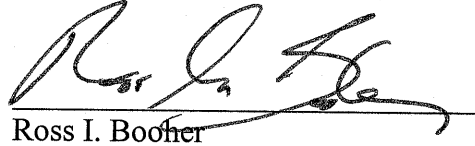
11. On June 16, Petitioner sent a reply to the June 14, letter in which he either offered additional evasive and/or non-responsive replies to the discovery requests.

12. As of the date and time of this affidavit, Petitioner has failed to provide complete, responsive, sworn replies to CenturyTel's requests for discovery.

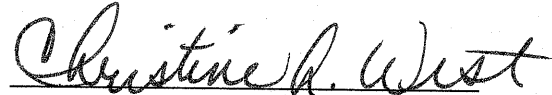
13. As a direct result of Petitioner's repeated and willful refusals to provide responsive, sworn replies to CenturyTel's requests for discovery, CenturyTel has incurred significant costs in the preparation of the motion to compel. Furthermore, unless the Petitioner immediately files and serves complete, responsive, sworn replies to CenturyTel's requests, CenturyTel will suffer additional undue and unnecessary costs, including, but not limited to,

preparing defenses to baseless claims and providing pre-filed testimony for and calling to the hearing unnecessary out-of-town witnesses to refute all of Petitioner's vague and unsubstantiated allegations.

FURTHER AFFIANT SAITH NOT.


Ross I. Booher

Subscribed and sworn to before me this 18th day of June, 2002.



My Commission Expires:

June 11, 2002

VIA FACSIMILE & FedEx

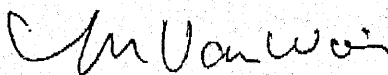
R. Dale Grimes
Bass, Berry & Sims, PLC
AmSouth Center
315 Deaderick Street, Suite 2700
Nashville, TN 37238

*Re: Complaint of Michael Van Wies Against CenturyTel of
Ooltewah Collegedale, Inc., TRA Docket No. 02-00058*

Dear Mr. Grimes:

Enclosed please find the responses to Request for Discovery.

Sincerely,



Michael VanWies

CC: K. David Waddell (w/enclosures)



Michael Van Wies
8504 Horseshoe Bend Lane
Ooltewah, TN 37363-5627
Bus: 423-715-1800
Res: 423-238-9081
Fax: 423-238-9088

June 12, 2002

VIA FACSIMILE & FedEx:

K. David Waddell, Executive Secretary
Jonathan N. Wike, Hearing Officer
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505
800-342-8359x142 (Mr. Waddell)
800-342-8359x171 (Mr. Wike)
Fax: 615-741-5015

Docket No. 02-00058

Dear Gentlemen;

Here is my reply to CenturyTel's request for discovery.

Thank you for your time and patience.

Yours truly,



Michael Van Wies

BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

IN RE:

COMPLAINT OF MICHAEL VANWIES
AGAINST CENTURYTEL OF
OOLTEWAH-COLLEGEDALE, INC.

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)

Docket No. 02-00058

RESPONSE OF MICHAEL VANWIES TO REQUEST FOR DISCOVERY FROM
CENTURYTEL

Comes now Petitioner, Michael Van Wies, in response to
Respondent CenturyTel's request for Discovery, which is attached hereto, as
follows:

1. Petitioner often uses the word "we" to refer to himself. In
other instances the word "we" refers to the following people and used with verbal
permission.

- a) Christine Peters: 8507 Horseshoe Bend Lane,
Ooltewah, Tennessee, 37363, 423-238-9081
- b) Jerry & Wanda Westmoreland: 8507 Horseshoe Bend
Lane, Ooltewah, Tennessee 37363, 423-238-5183
- c) Carl & Mary Furtney: 4236 Howardsville Road,
Apison, Tennessee 37302, 423-236-4123

All of the above named parties are CenturyTel Customers and
have various related quality and service issues.

2. Petitioner has not at this time fully identified the claims, if any, he will choose not to pursue, and intends to fully pursue all claims stated in the complaint with the appropriate agency.

3. Petitioners have not made a decision at this time, in case we wish to get assistance from other agencies that may or may not be involved.

4. Petitioner has not made a decision at this time, in case we wish to get assistance from other agencies that may or may not be involved.

5. The following is a list of Petitioner's experience in the telecommunications industry:

CABLE SPLICERS HELPER; CABLE SPLICING TECHNICIAN; NEW EMPLOYEE INDUCTION; POT METHOD OF WIPING LEAD; CABLE FAULT LOCATING; ONE MAN AERIAL LIFT TRUCK TRAINING; CABLE PRESSURE MONITORING SYSTEM; DRIVERS TRAINING; BELL SYSTEM FIRST AID; ADVANCED DRIVER PERFORMANCE; SAFE POLE CLIMBING WITH HOOKS; STATIONARY OBJECTS DRIVING SKILLS; CROMS OLD DATABASE; CRAFT ACCESS TERMINAL FOR CUSTOMERS; 3M MODULAR SPLICING; SIEMENS UNIVERSAL CLOSURE; DRIVERS REVALIDATION; PANEL SWITCHING INTRO.; CROSSBAR-1 SWITCHING INTRO.; "N" CARRIER; "L" CARRIER; COAXIAL CABLE SPLICING AND TESTING; VIDEO CABLE SPLICING AND TESTING; 1A-ESS SWITCHING; PC DOS; PROGRAMMING IN DBASE III; PERSONAL COMPUTERS IN BUSINESS; BELL SYSTEM MODULAR FIRST AID; CABLE SPLICING TECHNICIANS INITIATES-RECERTIFICATION; ADVANCED LOTUS 1-2-3; BASIC PROGRAMMING; HAZCOM; D.O.T. MCSR; DBASE III/III; PERSONAL COMPUTER SEMINAR; FIRESAFETY & SECURITY AT BELL SYSTEM/NYNEX/BELL ATLANTIC; CABLE PRESSURIZATION CPAMS OVERVIEW; MCINTIRE AIR DRYER TRAINING AND CERTIFICATION; DIELECTRIC AIR DRYER TRAINING AND CERTIFICATION; CHATLOS AIR DRYER TRAINING AND CERTIFICATION; LOURDES AIR DRYER TRAINING AND CERTIFICATION; S.L.C. 96 TRAINING AND CERTIFICATION; S.L.C. 96 MODE-1 TRAINING AND CERTIFICATION; S.L.C. 96 MODE-2 TRAINING AND CERTIFICATION; S.L.C. 96 SERIES 5 TRAINING AND CERTIFICATION; NORTEL DMS-100; NORTEL LITESPAN 2000 INSTALLATION & MAINTENANCE; CABLE FAULT LOCATING-RECERTIFICATION; NEC FD 1840A TRAINING AND CERTIFICATION; INSTALLATION SUBURBAN RECERTIFICATION; ISDN I & M INSTALLATION TRAINING AND RECERTIFICATION; BASIC CONCEPTS OF MANAGING; WORKING WITH

PERSONAL COMPUTERS; FUNDAMENTALS OF EXCELLENCE; LET'S TALK COMMUNICATION; WRITE RIGHT WRITTEN COMMUNICATION; DEVELOPING CAREER OPTIONS; TEST TAKING AND THINKING SKILLS; HUMAN RELATIONS ON THE JOB; 5-ESS; D 4 CHANNEL BANK; PRINCIPLES OF DIGITAL TRANSMISSION; FIBER OPTIC SPLICING; FIBER OPTIC PLACING; DDM-1000; DDM-2000; LUCENT FT-2000; LUCENT DACS-II; LUCENT DACS-IV; TELLABS TITAN-5500; LUCENT CASCADE CBX-500; XYLAN SWITCH; DSX WIRING; T-1 CARRIER.

- a. All employment has been with a Bell Company from which Petitioner retired.

6. Petitioner objects to this interrogatory on the grounds that it is overly broad, unduly burdensome, not reasonably calculated to lead to discovery of admissible evidence.

7. Petitioner intends to call the following expert:

John Russell, JMR Technical Services, Manager, 4123 East
Freedom Circle, Ooltewah, Tennessee 37363, 423-760-3908

Subparagraphs A-F are not applicable in this matter.

8. Petitioner objects to this interrogatory on the grounds that it is overly broad, unduly burdensome, not reasonably calculated to lead to discovery of admissible evidence.

9. A-G all files and relative data have been given to the TRA, and is already posted on their website.

10. Petitioner was a Wire Watcher subscriber from 11/1999 through early 2000.

11. A-D: See Attached list.

12. N/A

13. See Response to Request for Admissions:

II. REQUEST FOR ADMISSIONS

1. Admit; we contacted CenturyTel, when we first moved into area.
2. Admit; CenturyTel had no jobs available for anyone.
3. Denied
4. Denied: Petition not for personal gain but for improvements to infrastructure and telecommunications network, and to provide their customers with increased quality of service for goods and services, that they pay full price for but only receive partial products, goods and services.
5. Denied
6. Denied
7. Denied: Complaint was against Comcast contractor not service from Comcast.
8. Denied
9. Denied
10. Denied
11. Denied

III. REQUEST FOR PRODUCTION

In response to the Requests for Production, all requested documents and Files, as well as and relative data have been provided to the TRA and are already posted on their website.

Respectfully submitted,



Michael Van Wies
Petitioner
Pro Se

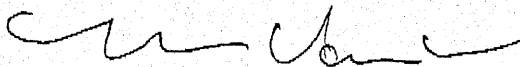
CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the foregoing document has been duly served upon:

R. Dale Grimes
Bass, Berry & Sims, PLC
AmSouth Center
315 Deaderick Street, Suite 2700
Nashville, TN 37238

either by hand delivery or by placing a copy of same in the United States mail, properly addressed with sufficient postage affixed thereto to carry same to its destination.

This 12 day of June, 2002.



Michael Van Wies

TTA Tennessee
Telecommunications Association

Tier I Members



Ardmore Telephone Company
P.O. Box 549
30190 Ardmore Avenue
Ardmore, TN 38449

Voice: 256.423.2131
FAX: 256.423.2208

E-Mail: ardmore@ardmore.net

Web Site: www.ardmore.net



Bell South
333 Commerce Street
Nashville, TN 37201-3300

Voice: 615.214.4066
FAX: 615.214.8867

E-Mail: [Gwen Spalding](mailto:Gwen.Spalding)

Web Site: www.bellsouth.com



BLC Communications
P.O. Box 670
311 North Chancery Street
McMinnville, TN 37110

Voice: 931.668.4132
FAX: 931.668.6646

E-Mail: iknowles@blomand.net

Web Site: www.blomand.net



Bledsoe Telephone Cooperative
P.O. Box 609
203 Cumberland Avenue
Pikeville, TN 37367

Voice: 423.447.2121
FAX: 423.447.2498

E-Mail: glanderson@bledsoe.net

Web Site: www.bledsoe.net



CenturyTel of Adamsville
P.O. Box 405
116 N. Oak Street
Adamsville, TN 38130

Voice: 901.632.3311
FAX: 901.632.0232

Web Site: www.centurytel.net



CenturyTel of Claiborne
P.O. Box 100
507 Main Street
New Tazewell, TN 37825

Voice: 423.626.4242
FAX: 423.626.5224

Web Site: www.centurytel.net



CenturyTel of Ooltewah-Collegedale
P.O. Box 782
5616 Main Street
Ooltewah, TN 37363

Voice: 423.238.4102

FAX: 423.238.5699

E-Mail: harleyman@centuryinter.net

Web Site: www.centurytel.net



Citizens Communications
250 South Franklin Street
Cookeville, TN 38501

Voice: 931.528.0519
FAX: 931.528.0604

E-Mail: mbyrd@czn.com

Web Site: www.citizenscommunications.com



Concord Telephone Exchange
P.O. Box 22610
701 Concord Road
Knoxville, TN 37922-0610

Voice: 865.671.5150
FAX: 865.966.9000



Crockett Telephone Company
P.O. Box 10
224 East Main Street
Bradford, TN 38316

Voice: 901.742.2211
FAX: 901.742.2212



DTC Communications
P.O. Box 247
111 High Street
Alexandria, TN 37012-0247

Voice: 615.529.2151

FAX: 615.529.2194

E-Mail: Wecare@dtccom.net

Web Site: www.dtccom.net

**Highland Telephone Cooperative
P.O. Box 119
7840 Morgan County Highway
Sunbright, TN 37872-0119**

**Voice: 423.628.2121
FAX: 423.628.2409**

E-Mail: highland@highland.net

Web Site: www.highland.net



**Humphreys County Telephone Company
P.O. Box 552
203 Long Street
New Johnsonville, TN 37134-0552**

**Voice: 931.535.2206
FAX: 931.535.3309**

Loretto Telephone

**Loretto Telephone Company
P.O. Box 130
136 South Main Street
Loretto, TN 38469**

**Voice: 931.853.4351
FAX: 931.853.4329**

E-Mail: loretto@lorettotel.com

Web Site: www.lorettotel.net



**North Central Telephone Cooperative
P.O. Box 70
Highway 52 By-Pass
Lafayette, TN 37083**

Voice: 615.666-2151
FAX: 615.666.2085

E-Mail: trowland@nctc.com

Web Site: www.nctc.com



Peoples Telephone Company
P.O. Box 10
224 East Main Street
Bradford, TN 38316

Voice: 931.289.4221
FAX: 931.289.4220



Scott County Telephone Cooperative
P.O. Box 487
Gate City, VA 24251-0487

Voice: 540.452.9119
FAX: 540.452.2447

E-Mail: dano@mountnet.com

Web Site: www.sctc.org

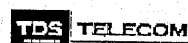


Sprint
112 Sixth Street
Bristol, TN 37260

Voice: 423.968.8383
FAX: 423.968.3148

E-Mail: dennis.wagner@mail.sprint.com

Web Site: www.sprint.com



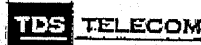
Tennessee Telephone Company
TDS Telecom - Knoxville
P.O. Box 22995

Knoxville, TN 37933-0995

Voice: 865.966.4700
FAX: 865.671.4776

E-Mail: bruce.mottern@tdstelecom.com

Web Site: www.tdstelecom.com



Tellico Telephone Company Tellico Telephone Company
P.O. Box 9

102 Spence Street
Tellico Plains, TN 37385-0009

Voice: 423.253-6000
FAX: 423.253.7080

Tennessee Telephone Company:

Tennessee Telephone Company
P.O. Box 155
30502 Broad Street
Bruceton, TN 38317-0155

Voice: 901.586.2223
FAX: 901.586.2114

Tennessee Telephone Company
P.O. Box 100
5265 Murfreesboro Road
LaVergne, TN 37086-0100

Voice: 615.793.8600
FAX: 615.793.6481

Tennessee Telephone Company
P.O. Box 610
264 East Main Street
Parsons, TN 38363-0610

Voice: 901.847.6326
FAX: 901.847.6611

Tennessee Telephone Company
P.O. Box 18139
7407 Andersonville Pike
Knoxville, TN 37938-2139

Voice: 865.922.3300
FAX: 865.922.9515

Tennessee Telephone Company
P.O. Box 1000
11935 Lebanon Road
Mt. Juliet, TN 37121-1000

Voice: 615.773.1150
FAX: 615.758.7117

Tennessee Telephone Company
P.O. Box 433
215 South Main Street
Waynesboro, TN 38485-0433

Voice: 931.722.6800
FAX: 931.722.5815



Twin Lakes Telephone Cooperative
P.O. Box 67
201 West Gore Avenue
Gainesboro, TN 38562-0067

Voice: 931.268.2151
FAX: 931.268.2734

E-Mail: bef@twlakes.net

Web Site: www.twlakes.net

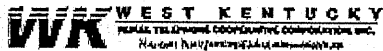


United Telephone Company
P.O. Box 38
120 Taylor Street
Chapel Hill, TN 37034

Voice: 931.364.2289
FAX: 931.364.7202

E-Mail: united@united.net

Web Site: www.united.net



West Kentucky Rural Telephone
P.O. Box 649
237 North 8th Street
Mayfield, KY 42066

Voice: 270.247.4350
FAX: 270.856.3611

E-Mail: tbonn@wk.net

Web Site: www.wk.net



West Tennessee Telephone Company
P.O. Box 10
224 East Main Street
Bradford, TN 38316

Voice: 901.742.2211
FAX: 901.742.2212

Yorkville Telephone Cooperative
P.O. Box 8
2 Yorkville-Neboville Road
Yorkville, TN 38389

06/12/02 21:37 FAX

TTA Tier I Members

015

Page 8 of 8

Voice: 901.643.6121
FAX: 901.643.6600

E-Mail: ytcrnet.net

BASS, BERRY & SIMS PLC

A PROFESSIONAL LIMITED LIABILITY COMPANY
ATTORNEYS AT LAW

ROSS I. BOOHER
TEL: (615) 742-7764
FAX: (615) 742-0450
rbooher@bassberry.com

AMSOUTH CENTER
315 DEADERICK STREET, SUITE 2700
NASHVILLE, TN 37238-3001
(615) 742-6200

OTHER OFFICES:

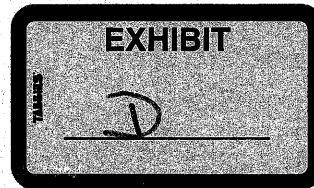
NASHVILLE MUSIC ROW
KNOXVILLE
MEMPHIS

www.bassberry.com

June 14, 2002

VIA FACSIMILE: 423/238-9088
AND FEDERAL EXPRESS

Michael Van Wies
8504 Horseshoe Bend Lane
Ooltewah, TN 37363-5627.



Re: Petition of Michael Van Wies, T.R.A. Docket No. 02-00058

Dear Mr. Van Wies:

As we discussed last evening, CenturyTel received your response to our Request for Discovery. However, you left many of CenturyTel's interrogatories either entirely or partially unanswered and failed to produce any documents or information. Furthermore, you failed to sign your response under oath as requested and required. As I explained in our teleconference, CenturyTel considers your current response incomplete and evasive. We request that you provide us with a full, complete, sworn response to our Discovery Request, including complete, responsive answers to each of our interrogatories and requests for production without delay.

Last night I identified to you in detail the answers that CenturyTel considers incomplete or non-responsive to our requests. I also explained in great detail the information that CenturyTel seeks in each interrogatory and how you could go about obtaining the information necessary to fully answer each interrogatory. As requested and agreed in our teleconference, I have set forth in writing the interrogatories for which you provided non-responsive and/or incomplete answers:

- **Interrogatory No. 1** -- You only partially answered this interrogatory. You failed to identify how you use the terms "we", "the community", "some consumer", etc. in each place in which you use those terms in your Petition. It is important that those who read your Petition be able to determine to whom you are referring each and every time you use those terms. This is particularly important since you apparently use those terms to refer to different people in different places throughout your Petition. Furthermore, you failed to identify what authority you have, if any, to

represent anyone but yourself before the Tennessee Regulatory Authority ("TRA").

- **Interrogatory No. 2 --** Your answer to this question is completely non-responsive. Please tell us exactly which claims you intend to pursue against CenturyTel before the TRA at this time. In the event you later make decisions which affect which claims you intend to pursue, you can inform us of that in a supplemental written discovery response, as you are required to do.
- **Interrogatory No. 3 --** Your answer to this question is completely non-responsive. If you have no facts, documents, witnesses or any legal basis to support your claims, then you are obligated to state that. If you do have facts, documents, witnesses and legal bases to support each of the individual claims that you intend to pursue against CenturyTel, then you need to provide all the information requested in this interrogatory for *each* specific claim. It is important that you identify which facts, documents, witnesses and legal bases you believe you have for *each* specific claim you are pursuing.
- **Interrogatory No. 4 --** Your answer to this question is completely non-responsive. If you have already listed every witness to the facts surrounding each of your claims in response to the interrogatories listed above, then you are obligated to state that. If you know of witnesses to the claims that you are pursuing that you have not already identified in your responses above, then you need to identify them in response to this interrogatory.
- **Interrogatory No. 5 --** You only partially answered this interrogatory. You failed to identify your immediate supervisor(s). If they are all retired you can state that but you still need to identify them. You are encouraged to review the definition of "identify" on page 3 of CenturyTel's Request for Discovery so that you completely respond to this interrogatory.
- **Interrogatory No. 6 --** CenturyTel requests that you fully and completely respond to this interrogatory. The information sought is relevant, among other reasons, to determining your plan, motive and intent with regard to your actions against CenturyTel.

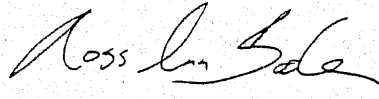
- **Interrogatory No. 7 --** You failed to respond to (a) through (h) of this interrogatory. You are encouraged to contact your expert(s) to obtain the information necessary to fully and completely answer this interrogatory.
- **Interrogatory No. 8 --** CenturyTel requests that you fully and completely respond to this interrogatory. The information sought is relevant, among other reasons, to determining your plan, motive and intent with regard to your actions against CenturyTel.
- **Interrogatory No. 9 --** Your answer to this question is non-responsive and incomplete. The information you have provided to the TRA in this matter which is posted on the TRA website, is far less specific than the information requested by this interrogatory. Please read this interrogatory carefully and provide the detailed information requested to the best of your ability. For example, if you do not remember a full name or exact date then so state and instead give the greatest amount of detail that you can remember (e.g., first names, month of the year, etc.).
- **Interrogatory No. 11 --** You only partially answered this interrogatory. You failed to answer (a) through (d). Please answer this interrogatory completely, providing specific answers for each company that you contacted. If, upon further reflection, you realize that you did not contact some companies, then so state.
- **Interrogatory No. 12 --** Your answer to this interrogatory was completely non-responsive. CenturyTel requests that you answer this interrogatory fully.
- **Interrogatory No. 13 --** You did not provide explanations to your denials to Requests for Admission (3), (5), (6), (8), (9), (10), and (11). If you have explanations or additional comments explaining or qualifying your denials then please so state.

CenturyTel also requests that you reread every request for production and produce every document or thing that is requested. You have a legal duty to make diligent efforts to produce all requested documents and things. When you sign under oath your response to Century's Request for Discovery you are swearing that you have made diligent efforts to fully answer each request and that your answers are truthful and complete. For this reason you are encouraged to review every request, your response to every request, and make sure all your answers are truthful, non-evasive and complete.

Michael Van Wies
June 14, 2002
Page 4

Pursuant to the TRA's May 24th scheduling order and June 7th amendment thereto, your complete, sworn response is due today. Due to the very short discovery schedule CenturyTel will have no choice but to immediately pursue available legal remedies if we have not received your complete and sworn discovery responses, including full answers to every interrogatory and all requests for production, by 9:00 AM on Monday, June 17th.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ross Booher".

Ross Booher

cc: Jonathan Wike

Jun-16-02 02:19P

Michael VanWies
8504 Horseshoe Bend Lane
Ooltewah, TN 37363-5627
Bus: 423-715-1800
Res: 423-238-9081
Fax: 423-239-9088

June 16, 2002

VIA FACSIMILE & REGULAR MAIL:

Docket No. 02-00058

Re: Discovery Response

Ross Booher & Dale Grimes
Bass, Berry & Sims PLC
Amsouth Center
315 Deaderick Street, Suite 2700
Nashville, TN 37238-3001
Tel: 615-742-6200
Fax: 615-742-0450
Fax: 615-742-2744

Gentlemen:

In response to your letter of 6/14/02:

Interrogatory #1, 2,3,4 all answered previously to the best of my ability at this time.

Interrogatory #5, 6 all answered previously to the best of my ability at this time.

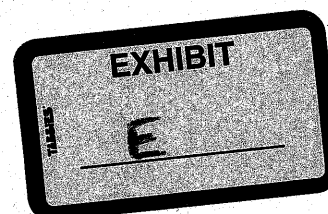
Interrogatory #7, I have contracted with JMR Technical Services, to review and interpret the data that CenturyTel has failed to provide to this point. I am under no obligation to provide you with any more information at my expense, due to the fact that you have failed to provide the discovery evidence. I have not yet entered into a contract with JMR Technical Services. You are free to contact JMR Technical Services for any information that you require.

Interrogatory #8,9 all answered previously to the best of my ability at this time.

Interrogatory #11 has been answered previously to the best of my ability at this time.

Interrogatory #12 is not applicable to this case as previously answered.

Interrogatory #13 has been answered previously to the best of my ability at this time.



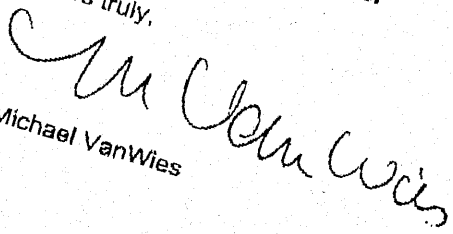
423 238 9088

P.02

Both CenturyTel and myself are free to take whatever legal actions they m appropriate.

As for my intentions let me make them clear. I intend to force Century to provide the services that they are required to provide by the Tennessee Regulatory Authority. This includes but is not limited to the following: I intend to pursue the failure CenturyTel to maintain and provide required records in every state in which they do buess and at the Federal level. Furthermore, I have already contacted the State of Tennessee's Attorney General's Office and the Federal Communications Commission, regarding the destruction of required records. I will also be in contact with the Securities and Exchange Commission, and the United States Attorney General's Office, Telecomm nit concerning the destruction of evidence.

Yours truly,



Michael VanWies

cc: K. David Waddell
Jonathan N. Wike